IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 21ST JUNE 2007 / 31ST JYAISHTA 1929

Crl.MC.No. 1791 of 2007()

CRIME NO.238 OF 2007 OF PAZHAYANOOR POLICE STATION

PETITIONER: COMPLAINANT:

P.C.CHAMY, S/O.NEELY, RESIDING AT
PAMBROTTUPARAMBIL HOUSE, KALLEPPADAM P.O.,
PAZHAYNNOOR, THRISSUR.

BY ADV. SRI.SIBY MATHEW
SRI.PHILIP J.VETTICKATTU

RESPONDENTS: RERSPONDENTS & STATE:

---

1. THE SUPERINTENDENT OF POLICE, THRISSUR.

2. THE DEPUTY SUPERINTENDENT OF POLICE,
KUNNAMKULAM.

3. THE SUB INSPECTOR OF POLICE,
PAZHAYANOOR THRISSUR.

4. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.M.S.BREEZ

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 21/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

Crl.M.C.No.1791 of 2007

Dated this the 21st day of June, 2007

O R D E R

The grievance of the petitioner is that no crime has been registered and no proper investigation has been conducted into the grievances raised by him in Annexures-A2 and A5 complaints, which were acknowledged by the respondent under Annexures-A3 and A6. The learned Public Prosecutor has been taking time from time to time and today, when the matter came up for hearing, the learned Public Prosecutor submits that he has obtained instructions that Crime No.238 of 2007 of Pazhayannoor Police Station has been registered today, inter alia, under Section 435 r/w 149 I.P.C. The learned Public Prosecutor submits that the Investigating Officer shall conduct a proper and efficient investigation.

2. I accept the submissions of the learned Public Prosecutor. I am satisfied that no further directions are necessary in this petition now. Of course, I see merit in the submission of the learned counsel for the petitioner that the Investigating Officer may be directed to conduct a proper and efficient investigation. No specific directions to that effect are necessary. However the crime registered has to be promptly interrogated. The request to place any outer time limit is also found to be not expedient.

3. Suffice it to say that, I accept the submissions of the learned Public Prosecutor that the crime which has already been registered shall be properly investigated now. This Crl.M.C is, in these circumstances, dismissed accepting the said submissions. Needless to say that if no proper investigation is conducted, the opportunity or option of the petitioner to come to this Court again with such grievance shall remain unfettered by this dismissal.

(R.BASANT, JUDGE)

rtr/-